

United States Bankruptcy Court
Eastern District of Michigan
Southern Division

In re:)	
Christopher Scott Adams (xxx-xx-3669))	Case No: 13-62491
48860 Amanda Lane)	
Shelby Township, MI 48317-6377)	Chapter 7
)	
Debtor)	Honorable Phillip J. Shefferly
)	

DEBTOR'S MOTION TO EXTEND STAY BEYOND 30 DAYS
PURSUANT TO 11 USC §362(c)(3)(B)

NOW COMES Debtor, Christopher Scott Adams, by and through his attorney, Gudeman & Associates, P.C., and for his Motion to Extend Stay Beyond 30 Days Pursuant to 11 USC §362(c)(3)(B), and states as follows:

1. Debtor, Christopher Scott Adams, is an individual who has had a pending case within the previous year that was dismissed, other than a case re-filed under 11 USC §707(b).
2. Debtor's prior case, Case No.12-43127, was filed on February 13, 2012 and dismissed on December 9, 2013.
3. At the time of the dismissal of the prior case, there were no pending motions to modify, annul or for relief from the automatic stay pursuant to 11 U.S.C. 362(c)(4).
4. Debtor's present case is filed in good faith. Debtor offers the following evidence to rebut the presumption of filing not in good faith:
 - a. Debtor voluntarily filed a motion to dismiss his Chapter 13 case due to a significant decrease in income. Debtor was no longer able to afford the Chapter 13 Plan payments.
 - b. Debtor was unable to convert to a Chapter 7 bankruptcy because he had filed a

Chapter 7 on January 11, 2005, Case Number 05-40830.

5. A proposed order is attached as Exhibit A.
6. An Affidavit in Support of Motion to Extend Automatic Stay is attached as Exhibit B.

WHEREFORE, Debtor requests that this honorable Court extend the automatic stay under 11 U.S.C. 362(a) as to all creditors pursuant to 11 U.S.C. § 362(c)(3)(B).

Dated: December 23, 2013

/s/ Brian Rookard
Attorneys for Debtor
Gudeman & Associates, P.C.
1026 West 11 Mile
Royal Oak, MI 48067
(248) 546-2800

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**(PROPOSED) ORDER GRANTING DEBTOR'S MOTION TO EXTEND
THE AUTOMATIC STAY UNDER 11 U.S.C. § 362(c)(3)(B)**

This matter having come before the Court on Debtor's motion to extend the automatic stay, all interested parties having been served a copy of the motion, no objections having been received, or in the alternative a hearing having been held, and the Court being otherwise sufficiently advised in the premises:

IT IS ORDERED that the automatic stay under 11 U.S.C. § 362(a) is extended on all creditors or claimants of the Debtor and bankruptcy estate until further notice of the Court.

EXHIBIT A

United States Bankruptcy Court
Eastern District of Michigan
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AFFIDAVIT OF CHRISTOPHER ADAMS IN SUPPORT OF
MOTION TO EXTEND AUTOMATIC STAY

NOW COMES Debtor, Christopher Adams, and in support of this Affidavit in support of the Motion to Extend the Automatic Stay, and states:

1. I am the Debtor in the above captioned case.
2. That within the previous year there has been one prior case that was pending, to wit: 12-43127-pjs.
3. That the prior case was voluntarily dismissed because I had a decrease in income and could no longer afford the Plan payment, in addition to basic living expenses.
4. In addition, I was unable to convert to a Chapter 7 because I had filed a Chapter 7 on January 11, 2005, Case Number 05-40830.
5. This case has been filed in good faith.

Further, affiant sayeth naught.

/s/ Christopher Adams

Christopher Adams – Debtor

Dated: December 23, 2013

Signed and sworn to (or affirmed) before me in the County of Monroe

/s/ Louis Paul Nau, Notary Public

Monroe County, State of New York

Monroe County Reg. #01NA6046808

My Commission Expires: 8/21/2014

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CERTIFICATE OF SERVICE

Counsel for Debtor certifies that on December 23, 2013, he caused the documents listed below to be served on all parties listed on the attached mailing matrix and that he served such documents either electronically through the ECF system, or mailed through the United States Postal Service, first class, postage pre-paid.

DOCUMENTS SERVED:

- *Debtor's Motion to Extend Automatic Stay*
- *Proposed Order and Affidavit* and this
- *Certificate of Service*

Respectfully Submitted,

/s/ Brian Rookard

Brian A. Rookard (P-69836)
Gudeman & Associates, P.C.

Attorneys for Debtor

1026 West 11 Mile

Royal Oak, MI 48067

Ph: 248-546-2800

brookard@gudemanlaw.com

Dated: December 23, 2013